

U.S. DISTRICT COURT OF THE DISTRICT OF MASSACHUSETTS

FIDEL BORDATO - CIMONTA = PLAINTIFF

-VS-

BRUCE CHADBOURNE AND
DAVID VENTURELLA of ICE (INS) } DEFENDANT

ADDRESS: JFK FEDERAL BUILDING
15 NEW SUDBURY ST, BOSTON, MA, 02203

EMERGENCY MOTION FOR RELEASE, FROM ILLEGAL
ADMINISTRATIVE DETENTION.

I HEREBY FILE A PETITION FOR HABEAS
CORPUS IN ACCORDANCE WITH 28 U.S.C. § 2241.

I HAVE BEEN DETAINED BY THE INS (OR
DEPARTMENT OF HOMELAND SECURITY) FOR MORE THAN
SIX-MONTHS LIMIT AUTHORIZED BY THE SUPREME COURT
RULING PURSUANT TO ZADUYAS V. DAVIS, 121 S. CT.
2941; LEXIS 4912 (2001).

IN THIS RULING, THE SUPREME COURT HELD
ME, THERE FOR THE GOVERNMENT MUST PROVE THE
POSSIBILITY OR LIKELIHOOD THAT EFFECTIVE REMOVAL
IS "REASONABLY FORESEEABLE". IN MY CASE, THE GOVERNMENT
STATED CLEARLY THAT REMOVAL IS UNFORESEEABLE IN THE
REASONABLY FORESEEABLE FUTURE. IN THE STATE PRESUMPTIVELY
PRECLUDES DETENTION FOR MORE THAN SIX-MONTHS.

Wherefor, I respectfully move the
HONORABLE COURT to ORDER my RELEASE
SINCE the DETENTION VIOLATED my CONSTITUTIONAL
Rights.

Respectfully SUBMITTED,
FIDEL BORDATO
pccf, ID# 36436
plymouth, MA, 02360

SIGNATURE:
My (~~INS~~) CASE NUMBER# A-23-224-92
CERTIFICATION:
I HEREBY certify the first class MAILING A
copy of this to the DEFENDANTS.